

**FILED**  
DISTRICT COURT OF GUAM  
AUG - 9 2019

JEANNE G. QUINATA  
CLERK OF COURT

ORIGINAL  
**A**

1 SHAWN N. ANDERSON  
United States Attorney  
2 LAURA C. SAMBATARO  
Assistant U.S. Attorney  
3 Sirena Plaza, Suite 500  
108 Hernan Cortez Avenue  
4 Hagåtña, Guam 96910  
PHONE: (671) 479-4146  
5 FAX: (671) 472-7215

6 Attorneys for the United States of America

7 IN THE UNITED STATES DISTRICT COURT

8 FOR THE TERRITORY OF GUAM

9 UNITED STATES OF AMERICA,

CRIMINAL CASE NO. 19-00034

10 Plaintiff,

11 vs.

12 JAMES RUMBAUA DAMASO,

INFORMATION CHARGING  
PRIOR SERIOUS DRUG  
FELONY CONVICTION  
[21 U.S.C. § 851]

13 Defendant.

14  
15 **NOTICE OF INTENTION TO SEEK ENHANCED  
PENALTY AGAINST DEFENDANT**

16 Plaintiff, United States of America, pursuant to Title 21, United States Code, Section 851,  
17 hereby informs the Court and defendant, JAMES RUMBAUA DAMASO, of its intention to seek  
18 an enhanced penalty in the event he is convicted of as charged in the pending Information.

19 Before defendant, JAMES RUMBAUA DAMASO, committed the offense charged in the  
20 pending Information, the defendant had a final conviction for a serious drug felony offense.  
21 Specifically, he was convicted in the District Court of Guam, on November 30, 2009, of  
22 Possession of Methamphetamine Hydrochloride with Intent to Distribute, in violation of 21  
23 U.S.C. § 841(a)(1), in Case No. CR-09-00033-001, for which the defendant served a term of  
24 imprisonment of more than 12 months and for which the defendant's release from such term of

1 imprisonment was within 15 years of the commencement of the instant offense. Said offense  
2 constitutes a “serious drug felony” under Title 21, United States Code, Section 802(57), and a  
3 “prior conviction for a serious drug felony” under Title 21, United States Code, Section  
4 841(b)(1)(A)(viii).

5 Accordingly, the United States intends to pursue the enhanced punishment of a term of  
6 imprisonment of not less than fifteen (15) years and not more than life, in the event the defendant  
7 is convicted of the offense of Possession of Fifty or More Grams of Methamphetamine  
8 Hydrochloride with Intent to Distribute, as charged in the pending information.

9 RESPECTFULLY SUBMITTED this 9<sup>th</sup> day of August, 2019.

10 SHAWN N. ANDERSON  
United States Attorney  
11 Districts of Guam and the NMI

12 By:

13 LAURA C. SAMBATARO  
Assistant U.S. Attorney